

Rec'd PCT/PTO 26 APR 2006  
10/535103 #4  
MAIL STOP PCT  
Attorney Docket No. 26784U  
Petition for Non-Signing Inventor  
Page 1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

BEN SHALOM et al.

International Application No. PCT/IL03/00974

Serial No. NOT YET ASSIGNED

International Filing Date: 12 November 2003 (12 November 2003)

Filed: May 16, 2005

For: PERISTALTIC PUMP

PETITION UNDER 37 1.47 FOR FILING WHEN AN INVENTOR REFUSES TO  
SIGN

Commissioner for Patents

Attn: Petitions Examiner - PCT Legal

P.O. Box 1450

Alexandria, VA 22313-1450

05/01/2006 LLANDGRA 00000062 10535103

01 FC:1463 Sir: 200.00 OP

Petitioner, through the undersigned attorney, hereby requests that the that the executed signature by a person who was the CEO of the company through which the inventor was employed when he participated in the invention of the present application, may be allowed to make the application for patent on behalf of the non-signing inventor who refuses to sign.

The invention was described and filed as an international application PCT/IL2003/000947 with an international filing date of November 12, 2003. It subsequently entered the national stage in the U.S. under 37 U.S.C. 371 on May 16, 2005. Four inventors participated in the invention and three inventors signed the Declaration/Power of Attorney for the U.S. national phase. The fourth inventor refused to sign the Declarations/Power of Attorney that was presented to him as described below.

Statement of Facts:

1) The four inventors, Zvi BEN-SHALOM, Ori GOLDOR, Roni SHABAT

RECEIVED  
28 JUN 2005  
USPTO  
Patent and Trademark Office

MAIL STOP PCT

Attorney Docket No. 26784U

Petition for Non-Signing Inventor

Page 2

and Shaul OZERI were employees of Q-Core Ltd. of Ramat Gan, Israel. Mr. Shaul OZERI was employed with Q-Core Ltd. from November 10, 2001 to August 20, 2003. Together, the four participated in the invention of the present application.

- 2) The present invention was filed as an international patent application PCT/IL2003/000947 on November 12, 2003 and subsequently entered the national stage in the U.S. on May 16, 2005 under 35 USC 371.
- 3) On May 10, 2005 the Israeli law firm, Reinhold Cohn & Partners, in preparation for the U.S. national phase entry, sent a letter with enclosures to Mr. Eran Resheff, the CEO of Q-Core Ltd. Among the enclosures were the Declaration/Power of Attorney and Assignment documents. The letter and enclosures are labeled as "Attachment A".
- 4) Mr. Resheff acknowledges receipt of the letter dated May 10, 2005 with the enclosures including the Declaration/Power of Attorney. He requested the four inventors, including Mr. Ozeri, sign the documents. Mr. Ozeri did not sign the documents. The remaining three inventors signed the documents as requested.
- 5) Mr. Resheff asserts that he spoke several times to Mr. Ozeri about signing the documents and that Mr. Ozeri informed him he "will not sign the two documents". Mr. Resheff's signed Declaration attesting to these facts is submitted herewith.
- 6) Mr. Resheff, as the CEO of Q-Core Ltd., requests that Mr. Ozeri be declared a non-signing inventor of the present application. Mr. Resheff, has proprietary interest in this matter to justify such action, and wishes to make application on behalf of the non-signing inventor, Mr. Ozeri and has signed a Declaration to that effect.
- 7) A patent attorney, Dr. Ben Spungin, for the Israeli firm, Reinhold Cohn and Partners, which represents Q-Core Ltd. states that his firm sent a letter and enclosures,

MAIL STOP PCT

Attorney Docket No. 26784U  
Petition for Non-Signing Inventor  
Page 3

described above, to Mr. Eran Reshef, the CEO of Q-Core Ltd. on May 10, 2005, labeled as "Annex A".

- 8) On September 26, 2005 the U.S. Patent and Trademark Office issued a Notification of Missing Requirements to our firm, as the U.S. attorney representing the applicant in the present case. Our firm subsequently forwarded said Notification to Reinhold Cohn and Partners on September 30, 2006. Further reminder emails were sent monthly regarding the due date for the response.
- 9) Dr. Spugin further states that on November 14, 2005 a letter was mailed directly to Mr. Shaul OZERI at his home address via registered mail with return receipt, labeled as "Annex B".
- 10) Not having received a response from Mr. OZERI to the November 14, 2005 letter, the letter was sent again on December 14, 2005 by registered mail.
- 11) A report issued the Israel Postal Service shows that the letter dated November 14, 2005 was received by the Israel Postal Service on December 14, 2005 at 3:41 pm. The report further shows that this letter was delivered to the addressee, Mr. Ozeri on December 23, 2006 at 10:25, labeled as "Annex C".
- 12) Dr. Ben Spungin, for the Israeli Patent Firm Reinhold Cohn, attests to the facts above and request that Mr. Ozeri be declared as a non-signing inventor. Dr. Spungin's statement is attached herewith.

Items submitted herewith:

- (a) Transmittal Letter,
- (b) Copy of Notice of Missing Requirements,
- (c) Petition for 5 month Extension of Time,
- (d) **Petition Under 37 1.47 for Filing When an Inventor Refuses to Sign;**

MAIL STOP PCT  
Attorney Docket No. 26784U  
Petition for Non-Signing Inventor  
Page 4

- (e) Declaration by Mr. Eran Resheff, CEO of Q-core Ltd.
- (f) Declaration by Dr. Ben Spungin, patent attorney for Reinhold Cohn and Partners,
- (g) Annex A, letter to Mr. Resheff of Q-CORE LTD.,
- (h) Annex B, letter to Mr. Ozeri at his home address,
- (i) Annex C, report issued by Israel Postal Service,
- (j) Stamped filing receipt of items submitted for the U.S. National Phase Under 35 USC 371 on May 16, 2005,
- (k) Copy of executed declaration without fourth inventor's signature as submitted on May 16, 2005,
- (l) Assignment executed by three of the four inventors,
- (m) Check No. 2049 \$ 130.00 for Petition Fee Under 37 CFR 1.17(h);
- (n) Check No. 2050 \$ 1,080.00 for 5 month extension of time fee as a small entity;
- (o) Check No. 2051 \$ 65.00 for surcharge;
- (p) Check No. 2052 \$ 70.00 for increase in Petition Fee Under 37 CFR 1.17(h).

It is respectfully requested that Mr. Eran Resheff, CEO of Q-CORE LTD. be permitted to make application on behalf of the non-signing inventor, as Q-CORE LTD. has sufficient proprietary interest by virtue of the assignment executed by three of the four inventors and the fact that Mr. Ozeri was employed by Q-CORE LTD. when he participated in the invention. Submitted herewith is the proof of the pertinent facts.

The last know address of the sole inventor, Mr. Shaul OZERI is:  
42 Gorinman Street, Ramat-Aviv, Tel Aviv 69971, ISRAEL.

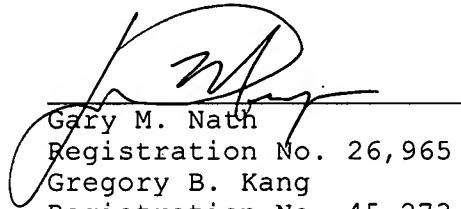
Please note that a Preliminary Amendment to remove multiple dependencies was filed on May 16, 2005. Thus, applicant believes that no additional claims fee or multiple dependent surcharge is due for this application.

However, should there be any deficiency in fees or credit for any overpayment in connection with this matter, please charge to our deposit Account No. 14-0112.

MAIL STOP PCT  
Attorney Docket No. 26784U  
Petition for Non-Signing Inventor  
Page 5

Please direct any questions or comments to the undersigned attorney.

Respectfully submitted,  
**NATH & ASSOCIATES PLLC**



Gary M. Nath  
Registration No. 26,965  
Gregory B. Kang  
Registration No. 45,273  
Jerald L. Meyer  
Registration No. 41,194  
Customer No. 20529

Date: April 26, 2006  
NATH & ASSOCIATES PLLC  
112 South West Street  
Alexandria, VA 22314  
Phone: (703) 548-6284  
Fax: (703) 683-8396  
GMN/GBK/JLM/dd:Pet.1.47(b)NonSigningInv

**REINHOLD COHN**  
**& PARTNERS**  
**PATENT ATTORNEYS**  
 — ESTABLISHED 1934 —

Dr. Reinhold Cohn  
 1899-1973  
 Eran Cohn, Ph.D., Bio.  
 David Gilat,  
 B.Sc. Chem., LL.B. Adv.  
 Jonathan J. Topper,  
 M.A. Eng., Eng.  
 Ehud Hausman,  
 M.Sc. Comp. Sci., LL.B. Adv.  
 David de Vries,  
 B.Sc. Mech. Eng.

Eran Pugatch,  
 M.Sc., Opt. Mech., Eng.  
 Boissat Gonen, Ph.D., Biol.  
 Managing Partner  
 Svetlana Stadler,  
 M.Sc. Phys.  
 Roni Barzik-Soller,  
 LL.B. Adv.

Yehuda Soruya,  
 B.Sc. Aero. Eng.  
 Tamar Morag - Sela,  
 M.Sc. Chem.

Of Counsel:  
 Michael Cohn,  
 Ph.D., Patent Attorney,  
 Israeli Shachter,  
 B.Sc., Patent Attorney, EPA

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 Mirt Lotan, Ph.D. Bio.  
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 B.Sc. Phys. & Maths.  
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 Susan E. Lifshitz, Ph.D.,  
 Biochem., Applied Chem.  
 Luiz Blanc, LL.B. Adv.

Orly Patz,  
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 Irit Kalzhenberg,  
 Ph.D. Pharm. Sc.  
 Amit Cohen, B.Sc., Bio.  
 Ronit Benshrafut,  
 B.Sc. Fox, Ph.D. Chem.  
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 M.Sc. Biochem., Molec., Biol.  
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 U.S. Attorney (OR)  
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 U.S. Patent Agent

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April 26, 2006

**DECLARATION**

I, Mr. Eran Resheff, knowing that I must state the truth, and after having been warned of the possible consequences, should I fail to do so hereby declare as follows:

1. I am the CEO of Q-Core Ltd., of Ramat Gan, Israel
2. Mr. Shaul Ozeri was employed by Q-Core Ltd from 10/11/2001 to 20/08/03.
3. The invention disclosed in U.S. Patent Application 10/535,103 (hereinafter "*the present application*") was invented at Q-Core Ltd. During the period of his employment at Q-Core Ltd, Mr. Ozeri participated in the invention of the present application. Mr. Shaul Ozeri is one of four inventors of this invention.
4. I am submitting this Declaration in support of a Petition that Mr. Shaul Ozeri be declared to be a non-signing inventor of the present application.
5. In May 2005, I received from the offices of Reinhold Cohn and Partners, Tel Aviv, Israel, a letter dated May 10, 2005. Enclosed with this letter were documents for execution. The documents for execution included a combined "Declaration and Power of Attorney" and an "Assignment" (hereinafter "the two documents"). The letter instructed me, *inter alia*, to have the two documents signed by the inventors.
6. In response to the May 10, 2005 letter from Reinhold Cohn and partners, I requested from each of the four inventors, including Mr. Ozeri, to sign the two documents.
7. To the best of my knowledge and belief as of today, Mr. Ozeri has not yet signed the two documents. The remaining three inventors signed the two documents as requested in May 2005.
8. I have spoken several times to Mr. Ozeri about signing the two documents. Mr. Ozeri has informed me that he will not sign the two documents.

**REINHOLD COHN**  
**GROUP**

— ESTABLISHED 1934 —  
 REINHOLD COHN & PARTNERS



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-2-

9. In view of the above, Mr. Ozeri was clearly presented with a request to sign the Assignment and combined Declaration and Power of Attorney, and has had ample time to comply with the request.
10. Accordingly, it is respectfully requested that Mr. Ozeri be declared a non-signing inventor of the present application.



Mr. Eran Resheff, CEO  
Q-core Ltd. 8183 719-112  
Q-CORE LTD

Date: April 26, 2006

REINHOLD COHN  
& PARTNERS  
PATENT ATTORNEYS

— ESTABLISHED 1934 —

Dr. Reinhold Cohn  
1899-1973  
Ilan Cohn, *Ph.D. Biol.*  
David Gilat,  
*B.Sc. Chem., LL.B. Adv.*  
Jonathan J. Topper,  
*M.A. Elec. Eng.*  
Ehud Hausman,  
*M.Sc. Comp. Sci., LL.B. Adv.*  
David de Vries,  
*B.Sc. Mech. Eng.*  
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*M.Sc. Opt. Mech. Eng.*  
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*Managing Partner*  
Svetlana Stadler,  
*M.Sc. Phys.*  
Ronit Barzik-Soffer,  
*LL.B., Adv.*  
Yehuda Seruya,  
*B.Sc. Aero. Eng.*  
Tamar Morag - Sela,  
*M.Sc. Chem.*  
Of Counsel:  
Michael Cohn,  
*Ph.D. Patent Attorney*  
Israel Shachter,  
*B.Sc. Patent Attorney, EPA*  
  
Jonathan Patinkin,  
*M.Sc. Biochem.*  
Odelia W. Or-Paz,  
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*B.Sc. Phys. & Maths*  
Shelly Zohar, *LL.B., Adv.*  
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Emilie Rabinovitch-Alpert  
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Tel: + 972 2 6518880

April 26, 2006

DECLARATION

I, Dr. Ben Spungin, knowing that I must state the truth, and after having been warned of the possible consequences, should I fail to do, do hereby declare as follows:

1. I am a patent attorney employed by the office of Reinhold Cohn and Partners of Tel Aviv, Israel.
2. Our Office has been informed by Q-Core Ltd., of Ramat Gan, Israel that Mr. Shaul Ozeri is one of four inventors of the invention disclosed in U.S. Patent Application 10/535,103 (hereinafter "*the present application*").
3. I am submitting this Declaration in support of a Petition that Mr. Shaul Ozeri, be declared to be a non-signing inventor of the present application.
4. On May 10, 2005, our office sent a letter to Mr. Eran Reshef, the CEO of Q-Core Ltd. A copy of this letter and its enclosures is attached herewith and labeled as "*Annex A*".
5. Among the enclosures sent with the letter of May 10, 2005 were documents for execution. The documents for execution included a combined "*Declaration and Power of Attorney*" and an "*Assignment*". The letter instructed Mr. Reshef, *inter alia*, to have these two documents signed by the inventors.
6. To the best of my knowledge and belief, as of today, Mr. Ozeri has not yet signed the two documents. The remaining three inventors signed the two documents as requested in May 2005.
7. A letter from our office addressed to Mr. Ozeri and dated November 14, 2005 is attached herewith and labeled as "*Annex B*". The letter requests Mr. Ozeri to sign the Assignment and Combined Declaration and Power of Attorney. This letter was sent by registered mail.

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Website: [www.rcip.co.il](http://www.rcip.co.il)  
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REINHOLD COHN  
GROUP  
— ESTABLISHED 1934 —  
REINHOLD COHN & PARTNERS  
GILAT, BAREKET & CO.

8. Not having received a response from Mr. Ozeri to our November 14, 2005 letter, the letter was sent again to Mr. Ozeri on December 14, 2005 by registered mail.
9. A Report issued by the Israel Postal Service relating to the second sending of the November 14, 2005 letter (hereinafter "*the Report*") is attached herewith and labeled as "*Annex C*".
10. The Report shows that the letter dated November 14, 2005 was received by the Israel Postal Service on December 14, 2005 at 3: 41 pm. The Report further shows that this letter was delivered to the addressee on December 23, 2006 at 10: 25 am. The addressee of the letter is Mr. Ozeri.
11. To the best of my knowledge and belief, as of this date, Mr. Ozeri has not yet signed the documents he was requested to sign in our November 14, 2005 letter.
12. In view of the above, Mr. Ozeri was clearly presented with a request to sign the Assignment and combined Declaration and Power of Attorney, and has had ample time to comply with the request.
13. Accordingly, it is respectfully requested that Mr. Ozeri be declared a non-signing inventor of the present application.

  
Dr. Ben Spungin

April 26, 2006  
Date

REINHOLD COHN  
& PARTNERS  
PATENT ATTORNEYS  
— ESTABLISHED 1934 —

Dr. Reinhold Cohn  
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Ehud Hausman,  
M.Sc. Comp. Sci., LL.B., Adv.  
David de Vries,  
B.Sc. Mech. Eng.  
Ena Pugatsch,  
M.Sc. Opt. Mech. Eng.  
Bossmat Gonen, Ph.D. Biol.  
Managing Partner  
Svetlana Shtadler,  
M.Sc. Phys.  
Ronit Barzik-Soffer,  
LL.B., Adv.  
Yehuda Seruya,  
B.Sc. Aero. Eng.

Of Counsel:  
Michael Cohn,  
Ph.D. Patent Attorney  
Israel Shachter,  
B.Sc. Patent Attorney, EPA

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Shulamit Hirsch,  
Ph.D. Chem.  
Tamar Morag - Sela,  
M.Sc. Chem.  
Daniella Atzmony,  
Ph.D. Biol., LL.B. Adv.  
Shelly Zohar, LL.B., Adv.  
Einav Ziber, LL.B. Adv.  
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Orly Patz,  
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Vladimir Atanassov,  
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Oleg Korshunov,  
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May 10, 2005

Confirmation copy by mail

Annex A

EMAIL TRANSMISSION

TO: [eran@q-core.co.il](mailto:eran@q-core.co.il)

Q-CORE Ltd.  
"Beit Legav"  
24 Ben Gurion St.  
Ramat Gan 52573

Attention: Mr. Eran Reshef

Dear Mr. Reshef,

Re: **New Patent Application in the U. S. A.  
National Phase Application of PCT/IL03/00947  
"Peristaltic pump"**  
**In the name of Q-CORE Ltd.**  
**Inventors: Zvi BEN-SHALOM, Ori GOLDOR, Roni SHABAT and Shaul OZERI**  
**Our Ref: 160158-2 BS/il**

Thank you very much for your instructions of yesterday to Dr. Ben Spungin, in accordance with which we are now preparing the above new patent application.

Enclosed please find an on-account debit note for our associates' approximate charges.

**In accordance with our standing procedures, we ask to kindly take care of this payment without delay, and before we file the above application.**

Also enclosed the following documents for execution:

- Declaration and Power of Attorney – to be signed by the inventors.
- Assignment – to be signed by the inventors and two witnesses.
- Small Entity Statement – to be signed by the applicant, if appropriate

Kindly have the above documents signed and dated (in blue ink), and forward them to us, a copy by fax and the originals by mail, as soon as possible. We may be able to save few hundred dollars in filing fees if we submit the document when filing the application.

We should like to thank you for entrusting the filing and prosecution of the above application to our care.

Yours very truly,  
**REINHOLD COHN AND PARTNERS**  
By:

Ms. Ilanit Lachman  
Administrator Foreign Filing - Patents

IL

01601582\6-01

REINHOLD COHN  
GROUP  
— ESTABLISHED 1934 —  
REINHOLD COHN & PARTNERS  
GILAT, BAREKET & CO.



Annex C

ברקוד פריט / شك: ZI0988809471

רשות עם אישור מסירה

סוג פריט:

פעולה

14/12/2005 15:41:16

נקלע בצוואר

סוג יחידה יחידת דואר ברקוד شك

 סניף מקוה ישראל  
שם מבצע:

15/12/2005 04:21:33

שיר לאזר-97

 מ"ר דואר תל אביב  
שם מבצע: זהבה טבוק

15/12/2005 08:45:41

מין לאזר-97

 מ"ר דואר תל אביב  
שם מבצע: שמי אריאל

15/12/2005 08:46:32

הופק 517 לאזר - 97 א עי' שמש יוסף

 מ"ר דואר תל אביב  
שם מבצע: שמי אריאל

15/12/2005 13:15:39

הודיער ראשונה - הועבר למסירה באשנב עי' שמש יוסף

 מ"ר דואר תל אביב  
שם מבצע: רמי משטה

15/12/2005 16:36:56

יציאה - סניף - רמת אביב

 RD023164064 RD023164064  
מ"ר דואר תל אביב ZI04064  
שם מבצע: אנה מיכל

15/12/2005 16:38:34

הופק 517 מ-חדה - סניף - רמת אביב

 מ"ר דואר תל אביב ZI04064  
שם מבצע: אנה מיכל

23/12/2005 10:25:28

נמסר - נמסר לנמען

 סניף  
רמת אביב  
שם מבצע: מזל אוחזין

RE PCT/PCT 26 APR 2006

10/535103

MAIL STOP PCT-MISSING PARTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: : Group Art Unit: unknown  
BEN SHALOM et al. : Examiner: unknown  
Serial No. 10/535,103 :  
Filed: May 16, 2005 :  
For: PERISTALTIC PUMP : Atty Docket: 26784U  
: :  
: :  
: :  
: :

PETITION FOR EXTENSION OF TIME UNDER 37 CFR § 1.136

and

Fee Payment Authorization Under 37 CFR § 1.17

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

**SMALL ENTITY**

Pursuant to 37 CFR §§ 1.17, 1.136, applicant(s), a qualified **SMALL ENTITY**, hereby petition(s) for an extension of time as follows:

One-month extension of time to respond to the Office Action dated \_\_\_\_\_ (\$60.00 fee)

Two-month extension of time to respond to the Office Action dated \_\_\_\_\_ (\$225.00 fee)

Three-month extension of time to respond to the Office Action dated \_\_\_\_\_ (\$510.00 fee)

Four-month extension of time to respond to the Office Action dated \_\_\_\_\_ (\$795.00 fee)

Five-month extension of time to respond to the Office Action dated 09/26/2005 (\$1,080.00 fee)

A check including the above-indicated amount is enclosed. If extensions of time under 37 CFR § 1.136 other than those provided herewith are required to allow consideration of papers accompanying this Petition, then such extensions of time are hereby petitioned. The Commissioner is hereby authorized to charge fee deficiency under 37 CFR §§ 1.16 or 1.17, or credit any overpayment, to Deposit Account No. 14-0112.

05/01/2006 11:00:00 GRA 00000062 10535103

02 FC-2255

1080.00 NP

Respectfully submitted,  
**NATH & ASSOCIATES PLLC**

By:

Date: April 26, 2006  
NATH & ASSOCIATES PLLC  
112 South West Street  
Alexandria, VA 22314  
(202) 775-8383

Gary M. Nath

### Registration

Registration No.  
Jerald L. Meyer

Registration No. 1  
Customer No. 30529

Attorney Docket: 26784U

10/535103

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

BEN SHALOM et al.

International Application Number: PCT/IL2003/000947

Serial Number: NOT YET ASSIGNED

International Filing Date: 12 November 2003 (12.11.2003)

Filing Date: May 16, 2005

Title: PERISTALTIC PUMP

TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

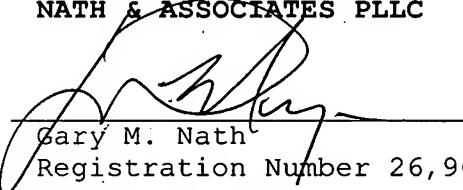
Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

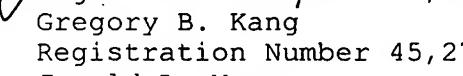
- 1) Transmittal Letter,
- 2) Copy of Notice of Missing Requirements,
- 3) Petition for 5 month Extension of Time,
- 4) **Petition Under 37 1.47 for Filing When an Inventor Refuses to Sign;**
- 5) Declaration by Mr. Eran Resheff, CEO of Q-core Ltd.
- 6) Declaration by Dr. Ben Spungin, patent attorney for Reinhold Cohn and Partners,
- 7) Annex A, letter to Mr. Reshef of Q-CORE LTD.,
- 8) Annex B, letter to Mr. Ozeri at his home address,
- 9) Annex C, report issued by Israel Postal Service,
- 10) Stamped filing receipt of items submitted for the U.S. National Phase Under 35 USC 371 on May 16, 2005,
- 11) Copy of executed declaration without fourth inventor's signature as submitted on May 16, 2005,
- 12) Assignment executed by three of the four inventors,
- 13) Check No. 2049 \$ 130.00 for Petition Fee Under 37 CFR 1.17(h);
- 14) Check No. 2050 \$ 1,080.00 for 5 month extension of time fee as a small entity;
- 15) Check No. 2051 \$ 65.00 for surcharge;
- 16) Check No. 2052 \$ 70.00 for increase in Petition Fee Under 37 CFR 1.17(h).

Respectfully submitted,  
NATH & ASSOCIATES PLLC

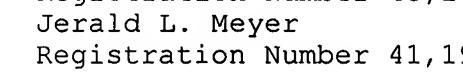
By:

  
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Date: April 26, 2005

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/535,103	Zvi Ben Shalom	26784U
INTERNATIONAL APPLICATION NO.		
PCT/IL03/00947		
I.A. FILING DATE		PRIORITY DATE
11/12/2003		11/14/2002
CONFIRMATION NO. 3580		
371 FORMALITIES LETTER		
 *OC000000017087521*		

Date Mailed: 09/26/2005

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 05/16/2005
- Copy of the International Search Report filed on 05/16/2005
- Copy of IPE Report filed on 05/16/2005
- Copy of Annexes to the IPER filed on 05/16/2005
- Oath or Declaration filed on 05/16/2005
- Request for Immediate Examination filed on 05/16/2005
- U.S. Basic National Fees filed on 05/16/2005
- Assignment filed on 05/16/2005
- Priority Documents filed on 05/16/2005
- Specification filed on 05/16/2005
- Claims filed on 05/16/2005
- Drawings filed on 05/16/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$230 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does

not comply with 37 CFR 1.497(a) and (b) in that it:

- is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$295** for a Small Entity:

- **\$65** Surcharge.
- Total additional claim fee(s) for this application is **\$ 230**
  - **\$50** for 2 total claims over 20.
  - **\$180** for multiple dependent claim surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAYA L LEWIS BALTIMORE

Telephone: (703) 308-9140 EXT 202

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/535,103	PCT/IL03/00947	26784U

FORM PCT/DO/EO/905 (371 Formalities Notice)